

**Tennessee Ethics Commission**  
**May 13, 2013**  
**Minutes**

The Tennessee Ethics Commission met on Monday, May 13, 2013 at 9:00 a.m. at the Bureau of Ethics and Campaign Finance office. Members present were: Jim Stranch, Greg Hardeman, George Jaynes, Keith Norman. Chairman Stranch called the meeting to order.

***March 4, 2013 Minutes***

Mr. Jaynes made the motion to approve the March 4, 2013 minutes. Mr. Hardeman seconded and the motion passed 4-0.

***Informal Civil Penalty Assessments – Employers of Lobbyists***

*Western Union – 2013-018*

Mr. Norman made the motion to assess a \$350 penalty for late filing of the expenditure report. Mr. Hardeman seconded and the motion passed 4-0.

*Rocket Learning – 2013-082*

Rocket Learning submitted a statement explaining why the expenditure report was filed late. Mr. Hardeman made the motion to waive any penalty and Mr. Jaynes seconded. The motion passed 4-0.

*American Legal Finance Association – 2013-015*

Chuck Welch, lobbyist for American Legal Finance Association, appeared before the Commission and explained why the expenditure report was filed late. Mr. Hardeman made the motion to waive any penalty and Mr. Jaynes seconded. The motion passed 4-0.

*Rural Metro Ambulance – 2013-017*

Mr. Hardeman made the motion to assess a \$750 penalty for failure to file the expenditure report. Mr. Norman seconded and the motion passed 4-0.

*Sharp Electronics Corporation – 2013-019*

Mr. Norman made the motion to assess a \$750 penalty for failure to file the expenditure report. Mr. Jaynes seconded and the motion passed 4-0.

*Kidwell & Company – 2013-010*

Mr. Hardeman made the motion to waive any penalty for failure to timely register (1 day late) since this was the employer's first time to register. Mr. Jaynes seconded and the motion passed 4-0.

At this time, member Tammy White joined the meeting.

*TN Short Line RR Alliance – 2013-011*

TN Short Line RR Alliance submitted a statement explaining why the employer registration was filed late (2 days). Mr. Hardeman made the motion to waive any penalty and Mr. Jaynes seconded. The motion passed 5-0.

*Metro Livery – 2013-013*

Mr. Norman made the motion to assess a \$275 penalty for failure to timely register (11 days late) and Mr. Hardeman seconded. The motion passed 5-0.

*Red Bull North America – 2013-083*

Mr. Hardeman made the motion to assess a \$750 penalty to failure to register and Mr. Jaynes seconded. The motion passed 5-0.

*Rural Metro Ambulance – 2013-012*

Mr. Norman made the motion to assess a \$750 penalty for failure to register and Mr. Hardeman seconded. The motion passed 5-0.

*3M – 2013-071*

Ms. White made the motion to assess a \$300 penalty for failure to timely pay registration fees (3 days late for 4 lobbyists). Mr. Hardeman seconded and the motion passed 5-0.

*National Football League – 2013-014 and 2013-094*

Mr. Hardeman made the motion to assess one penalty of \$750 for both cases of failure to timely pay registration fees (7 days and 34 days late). Ms. White seconded and the motion passed 5-0.

***Civil Penalty Assessments – Candidates***

*John Walker – 2013-002*

Mr. Jaynes made the motion to assess a \$675 penalty for late filing of the statement of interests (27 days late). Mr. Hardeman seconded the motion passed 5-0.

*Christopher Miller – 2013-004*

Mr. Miller submitted a statement explaining why he was late filing the statement of interests (211 days late). Mr. Hardeman made the motion to waive any penalty and Mr. Jaynes seconded. The motion passed 5-0.

***Civil Penalty Assessments – Local Officeholders***

*David R. Norton, Jr. - 2013-022*

*Mick Robinson – 2013-023*

Mr. Norton and Mr. Robinson submitted statements explaining why they were late filing the statements of interests (1 day late). Ms. White made the motion to waive any penalties and Mr. Jaynes seconded. The motion passed 5-0.

*Bobby Swindle – 2013-024*

Mr. Swindle submitted a statement explaining why he was late filing the statement of interests (211 days late). Mr. Jaynes made the motion to waive any penalty and Mr. Hardeman seconded. The motion passed 5-0.

*Coy Yergin – 2013-025*

Mr. Yergin submitted a statement explaining why he was late filing the statement of interests (1 day late). Mr. Ms. White made the motion to waive any penalty and Mr. Hardeman seconded. The motion passed 5-0.

*James Gentry – 2013-027*

Mr. Gentry submitted a statement explaining why he was late filing the statement of interests (2 days late). Mr. Norman made the motion to waive any penalty and Mr. Jaynes seconded. The motion passed 5-0.

*Fred Castle – 2013-055*

*Sarah Camper – 2013-056*

*David Varner – 2013-072*

Mr. Castle, Ms. Camper, and Mr. Varner submitted statements explaining why they were late filing the statements of interests (1 day late). Ms. White made the motion to waive any penalties and Mr. Jaynes seconded. The motion passed 5-0.

*Carolyn A. Holden – 2013-059*

Ms. Holden submitted a statement explaining why she was late filing the statement of interests (2 days late). Mr. Jaynes made the motion to waive any penalty and Ms. White seconded. The motion passed 5-0.

*Larry Frost – 2013-060*

Mr. Frost submitted a statement explaining why he was late filing the statement of interests (2 days late). Mr. Hardeman made the motion to waive any penalty and Mr. Norman seconded. The motion passed 5-0.

*Jim York – 2013-063*

Mr. York submitted a statement explaining why he was late filing the statement of interests (3 days late). Mr. Hardeman made the motion to waive any penalty and Ms. White seconded. The motion passed 5-0.

*Adolphus “Dick” Pelley – 2013-045*

Mr. Pelley submitted a statement explaining why he was late filing the statement of interests (3 days late). Ms. White made the motion to waive any penalty and Mr. Hardeman seconded. The motion passed 4-1 with Mr. Norman voting no.

*Barnett Payne – 2013-064*

Mr. Payne submitted a statement explaining why he was late filing the statement of interests (4 days late). Mr. Hardeman made the motion to waive any penalty and Ms. White seconded. The motion passed 5-0.

*Martha Brasfield – 2013-032*

Ms. Brasfield submitted a statement explaining why she was late filing the statement of interests (5 days late). Mr. Norman made the motion to waive any penalty and Mr. Hardeman seconded. The motion passed 5-0.

*Stephanie Grimm – 2013-034*

Ms. Grimm submitted a statement explaining why she was late filing the statement of interests (8 days late). Mr. Hardeman made the motion to waive any penalty and Mr. Jaynes seconded. The motion passed 5-0.

*Mickey W. Blevins – 2013-035*

Mr. Blevins submitted a statement explaining why he was late filing the statement of interests (9 days late). Mr. Hardeman made the motion to waive any penalty and Ms. White seconded. The motion passed 5-0.

*John Decker – 2013-090*

Mr. Decker appeared before the Commission and explained why he was late filing the statement of interests (30 days late). Mr. Jaynes made the motion to waive any penalty and Mr. Hardeman seconded. The motion passed 5-0.

*David Gregory – 2013-091*

Mr. Gregory submitted a statement explaining why he was late filing the statement of interests (31 days late). Ms. White made the motion to assess a \$100 penalty and Mr. Hardeman seconded. The motion passed 5-0.

*Jarrett Pistole – 2013-093*

Mr. Pistole submitted a statement explaining why he was late filing the statement of interests (31 days late). Mr. Hardeman made the motion to assess a \$100 penalty and Ms. White seconded. The motion passed 5-0.

*Gene Shreve – 2013-102*

*Austin Thompson, Jr. – 2013-107*

Mr. Shreve and Mr. Thompson submitted statements explaining why they were late filing the statements of interests (49 and 56 days late). Ms. White made the motion to assess a \$100 penalty for each and Mr. Hardeman seconded. The motion passed 5-0.

*Jimmie Lee Robertson – 2013-110*

Mr. Robertson submitted a statement explaining why he was late filing the statement of interests (44 days late). Mr. Jaynes made the motion to assess a \$100 penalty and Ms. White seconded. The motion passed 5-0.

*Glenda Caudle – 2013-020*  
*Walter L. Jones – 2013-021*  
*Tony Tenpenny – 2013-086*  
*Dewey W. Madison, Jr. – 2013-026*  
*Foy Bradley Huckabee – 2013-028*  
*James Sharpe – 2013-029*  
*Anthony Smith – 2013-057*  
*Leonard Warren Douglas, Jr. – 2013-058*  
*Rodney L. Frey – 2013-061*  
*Gerald McGee – 2013-089*  
*Brent Aulidge – 2013-062*

Ms. White made the motion to waive any penalties against the above filers (1, 2, and 3 days late and no explanation submitted). Mr. Hardeman seconded and the motion passed 5-0.

*Mark Gregory – 2013-030*

Ms. White made the motion to assess a \$25 penalty for late filing (4 days) and Mr. Hardeman seconded. The motion passed 5-0.

*Walter Lee Bailey, Jr. – 2013-031*

Mr. Norman made the motion to waive any penalty for late filing (4 days) and Mr. Jaynes seconded. The motion passed 5-0.

*James Webster – 2013-065*  
*Kenneth Lee King – 2013-087*  
*Robert Culp – 2013-033*

Mr. Hardeman made the motion to assess a \$50 penalty each (8 days late). Ms. White seconded and the motion passed 5-0.

*Clint Higgins – 2013-073*

Mr. Hardeman made the motion to assess a \$100 penalty for late filing (18 days). Ms. White seconded and the motion passed 5-0.

*Rebecca Durham – 2013-092*

Ms. White made the motion to assess a \$125 penalty for late filing (21 days). Mr. Hardeman seconded and the motion passed 5-0.

*Vernon Justes – 2013-109*

Mr. Hardeman made the motion to assess a \$500 penalty for late filing (31 days). Mr. Norman seconded and the motion passed 5-0.

*Jeff Gandy – 2013-103*

Mr. Jaynes made the motion to assess a \$100 penalty for late filing (40 days). Mr. Hardeman seconded and the motion passed 5-0.

*Rebecca D. Iaquinto – 2013-100*

Mr. Hardeman made the motion to assess a \$10,000 penalty for failure to file and Ms. White seconded. The motion passed 5-0.

*Gary Lynn Bizzell, Jr. – 2013-101*

Mr. Hardeman made the motion to assess a \$100 penalty for late filing (51 days) and Mr. Norman seconded. The motion passed 5-0.

*Harmon Garris, Jr. – 2013-104*

*Christie Glover – 2013-015*

Mr. Hardeman made the motion to assess a \$100 penalty for late filing (57 days and 45 days) and Ms. White seconded. The motion passed 5-0.

*William Joseph Locke – 2013-108*

Mr. Norman made the motion to assess a \$10,000 penalty for failure to file and Ms. White seconded. The motion passed 5-0.

#### ***Civil Penalty Assessments – Planning Commission Members***

*Larry Baker – 2013-037 (1 day late)*

*Gary Baker – 2013-042 (2 days late)*

*Rose Williams – 2013-044 (2 days late)*

*Jim Woods – 2013-074 (10 days late)*

*John Ferguson – 2013-068 (11 days late)*

The above filers submitted statements explaining why the statements of interests were filed late. Mr. Hardeman made the motion to waive any penalties and Mr. Jaynes seconded. The motion passed 5-0.

*Roy Major – 2013-079*

Mr. Major submitted a statement explaining why he filed the statement of interests late (32 days). Ms. White made the motion to waive any penalty and Mr. Norman seconded. The motion passed 5-0.

*Theophilus (Theo) Arnwine – 2013-076*

*Danny McClerking – 2013-098*

Mr. Arnwine and Mr. McClerking submitted statements explaining why they filed the statements of interests late (35 days and 50 days). Mr. Hardeman made the motion to waive any penalties and Ms. White seconded. The motion passed 5-0.

*Virginia Boyd – 2013-081*

Ms. Boyd submitted a statement explaining why she filed the statement of interests late (38 days). Mr. Norman made the motion to waive any penalty and Mr. Jaynes seconded. The motion passed 5-0.

*Susan Bailey – 2013-036 (1 day late)*  
*Lynn Crouch – 2013-038 (1 day late)*  
*Jane Pelham – 2013-039 (1 day late)*  
*Virginia Talbert – 2013-043 (3 days late)*  
*Ben Austin – 2013-046 (3 days late)*  
*Johnny Dower – 2013-047 (3 days late)*  
*John Chunn – 2013-048 (3 days late)*  
*Buzzy Poole – 2013-050 (5 days late)*  
*Neil Shearman – 2013-051 (6 days late)*  
*Todd Aikman – 2013-085 (6 days late)*  
*Dwight Johnson – 2013-053 (7 days late)*  
*Kenneth Pendleton – 2013-054 (10 days late)*  
*Robert Norcross – 2013-066 (10 days late)*  
*Greg Calfee – 2013-067 (11 days late)*  
*Mary Sharp – 2013-069 (11 days late)*

Mr. Hardeman made the motion to waive any penalties for late filing and Ms. White seconded. The motion passed 5-0.

*Judy Cummings – 2013-049*

Ms. Cummings appeared before the Commission and explained why she filed the statement of interests late (4 days). Mr. Norman made the motion to waive any penalty and Mr. Jaynes seconded. The motion passed 5-0.

*Yvonne Cannon – 2013-070*

Mr. Hardeman made the motion to waive any penalty for late filing (13 days) and Mr. Norman seconded. The motion passed 5-0.

*Jon McCreery – 2013-075*

Mr. Norman made the motion to waive any penalty for late filing (16 days) and Mr. Hardeman seconded. The motion passed 5-0.

*Brent Owens – 2013-078*

Mr. Hardeman made the motion to waive any penalty for late filing (62 days late) and Ms. White seconded. The motion passed 5-0.

*Mike Floyd – 2013-080*

*Carroll Cate – 2013-095*

*Cindy Marlowe – 2013-099*

Mr. Norman made the motion to assess a \$10,000 penalty for failure to file and Mr. Jaynes seconded. The motion passed 5-0.

### ***Other Business***

Drew Rawlins, Executive Director of the Bureau, stated to the Commission that Marcille Durham, President of The Ingram Group, had self-reported the fact that she and Tom Ingram had failed to register as lobbyists for Hillsborough Resources for 2012 and 2013. Letters from Ms. Ingram were presented to the Commission. After discussion, Mr. Norman made the motion to issue show causes notices to Ms. Durham, Mr. Ingram and Hillsborough Resources. Mr. Jaynes seconded. Mr. Hardeman recused himself from voting. The motion passed 4-0.

There being no further business before the Commission, the meeting adjourned.